



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant

: Jithamithra Sarathy, et al.

Title of Invention

: METHOD FOR BIT-RATE AND FORMAT  
: INSENSITIVE PERFORMANCE MONITORING  
: OF LIGHTWAVE SIGNALS

Serial No.

: 09/852,582

Date Filed

: May 9, 2001

Box MISSING PARTS  
Commissioner for Patents  
Washington, DC 20231

Sir:

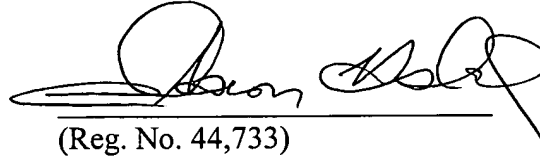
Enclosed is the Notice to File Missing Parts of Nonprovisional Application, Declaration and Power of Attorney, Assignment document and Recordation form, and a check for \$1,993.00 (comprising the called for \$1898.00 fee, plus additional fees of \$40.00 for recordation fees and \$55.00 for a one month extension fee) including five (5) formal drawings for the above-identified patent application.

Respectfully submitted,

KAPLAN & GILMAN, L.L.P.  
900 Route 9 North  
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Telephone (732) 634-7634

DATED: September 14, 2001

Aaron S. Haleva



(Reg. No. 44,733)

Enclosures

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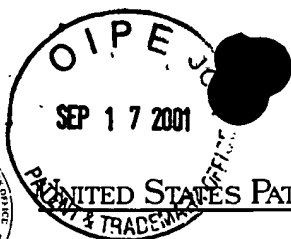
**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal service as first class mail, in a postage prepaid envelope, addressed to Box MISSING PARTS, Commissioner for Patents, Washington, D.C. 20231 on September 14, 2001.

Dated September 14, 2001

Signed 

Print Name Aaron S. Haleva



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
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09/852,582

09/18/2001 09852582 00000004 09852582

Jiten Sarathy

312/12

27538

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900NROUTE 9 NORTH  
WOODBIDGE, NJ 07095

01 FC:101  
02 FC:103  
03 FC:102  
04 FC:104  
05 FC:105  
06 FC:581

710.00 OP  
468.00 OP  
320.00 OP  
270.00 OP  
130.00 OP  
40.00 OP

CONFIRMATION NO. 5064

FORMALITIES LETTER



\*OC00000006272641\*

Date Mailed: 07/09/2001

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

## Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$1058.
  - \$468 for 26 total claims over 20.
  - \$320 for 4 independent claims over 3.
  - \$270 for multiple dependent claim surcharge.
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 1898.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
  - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);

09/18/2001 09852582 00000004 09852582

*A copy of this notice MUST be returned with the reply.*

*hufale*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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FOI 2008-094701